

**REGULAR COUNCIL MEETING
MONDAY, SEPTEMBER 9, 2019
COUNCIL CHAMBERS
www.lackawannany.gov**

Regular session of the Lackawanna City Council met in the Council Chambers, Council President Annette Iafallo presiding. The meeting was preceded by the Pledge of Allegiance led by Council President Annette Iafallo.

Meeting called to order
NB: Meeting being recorded

Roll Call: Council: Present: Ingram, Schultz, Moretti, Iafallo
Excused: Surdyke

Dept. Heads: Present: Law, Public Works, Public Safety, Recreation, Development, Comptroller

Approval of Minutes: of regular meeting of August 19, 2019 and the special meeting of August 27, 2019

Moved by Iafallo seconded by Schultz to adopt minutes of regular meeting and special meeting as written
Yeas: Ingram, Schultz, Moretti, Iafallo Carried 4-0

Departmental Reports:

1. **City Comptroller-** A/P Check Listing #1, dated August 15, 2019
2. **City Comptroller-** A/P Check Listing #2, dated August 22, 2019
3. **City Comptroller-** A/P Check Listing #3, dated August 29, 2019
4. **City Clerk-** Monthly Revenue Report for August 2019

Moved by Iafallo seconded by Schultz to receive and file departmental reports one thru four
Yeas: Ingram, Schultz, Moretti, Iafallo Carried 4-0

Communications from the Mayor:

Advertise for Bids-Abbott/Ridge Road Signal Project

5. To: City Council
Please direct the City Clerk to advertise for bids regarding the Installation of Materials and Wiring for the Abbott/Ridge Intersection Signalization Project.

I appreciate your anticipated cooperation in this matter.

GEOFFREY M. SZYMANSKI-MAYOR

Moved by Iafallo seconded by Moretti to receive and file, direct City Clerk to advertise for bids
Yeas: Ingram, Schultz, Moretti, Iafallo Carried 4-0

Communications from the Council:

Award Contracts-2838 South Park Avenue

6. To: City Council

I am requesting that the City Council award the bids for the following projects, as recommended by the respective department head(s):

* The former K of C building (New City Hall) Roof Replacement

* The former K of C building Asbestos Abatement project

Thank you for your anticipated cooperation in this matter.

ANNETTE IAFALLO-COUNCIL PRESIDENT

Moved by Iafallo seconded by Ingram to **TABLE**, pending recommendation from CPL

Yeas: Ingram, Schultz, Moretti, Iafallo

Carried 4-0

Communications from Department/Division Heads:

Assessors Annual Conference

7. To: City Council

I am requesting approval to attend the NYS Assessors Annual Conference the week of September 22, 2019 in Lake Placid, New York. Funds are currently available in the 2019-2020 budget. A majority of the cost for the annual meeting will be reimbursed by the State of New York.

FRANK E. KRAKOWSKI-CITY ASSESSOR

Moved by Iafallo seconded by Ingram to approve request

Yeas: Ingram, Schultz, Moretti, Iafallo

Carried 4-0

Assessors Annual Conference-Cullens

8. To: City Council

I am requesting approval for Marcia Cullens to attend the NYS Assessors Annual Conference the week of September 22, 2019 in Lake Placid, New York. Funds are currently available in the 2019-2020 budget. A majority of the cost for the annual meeting will be reimbursed by the State of New York.

Mayor, Geoffrey M. Szymanski has approved the travel with the permission of the Lackawanna City Council.

FRANK E. KRAKOWSKI-CITY ASSESSOR

Moved Iafallo seconded by Schultz to approve request

Yeas: Ingram, Schultz, Moretti, Iafallo

Carried 4-0

Budget Transfer-Annual Conference

9. To: City Council

The City of Lackawanna Assessors' Office, with approval by the Mayor, is requesting the transfer of funds from A1355.490 to A1355.464 in the amount of \$800.00 to cover the expenses for the upcoming NYSAA Seminar in Lake Placid.

FRANK E. KRAKOWSKI-CITY ASSESSOR

Moved by Iafallo seconded by Ingram to receive and file, act on ordinance

Yeas: Ingram, Schultz, Moretti, Iafallo

Carried 4-0

9. (A) AN ORDINANCE AMENDING THE 2019-2020 BUDGET ORDINANCE ADOPTED JUNE 13, 2019

BE IT ENACTED by the City Council of the City of Lackawanna, New York as follows:

SECTION 1. That the 2018-2019 Budget Ordinance adopted June 13, 2019 is hereby amended to transfer funds within the Assessment Department from A.1355.490 Assessment-Web Site Maintenance to A.1355.464 Travel Allowance

SECTION 2. That the 2019-2020 Budget Ordinance is hereby amended to add \$800.00 to budget Code A.1355.464 Assessment-Travel Allowance

SECTION 3. That the 2019-2020 Budget Ordinance is hereby amended to appropriate \$800.00 from A.1355.490 Assessment-Web Site Maintenance

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY

Moved by Iafallo seconded by Schultz to adopt ordinance as written
Yeas: Ingram, Schultz, Moretti, Iafallo

Carried 4-0

Budget Transfer-City Clerk

10. To: City Council

Per my discussion with the City Clerk there were multiple publications for various tests, bids and legal advertising required during the 2018-19 year and additional funding will be necessary for the Clerk's budget lines A.1410.465 and A.1410.466. Please approve the attached ordinance to transfer funds from the City Comptroller's budget to the City Clerk's budget.

If you have any questions please feel free to contact me.

CAROLYN A. NICOMETO-CITY COMPTROLLER

Moved by Iafallo seconded by Moretti to receive and file, act on ordinance
Yeas: Ingram, Schultz, Moretti, Iafallo

Carried 4-0

10. (A) AN ORDINANCE AMENDING THE 2018-2019 BUDGET ORDINANCE ADOPTED JUNE 12, 2018

BE IT ENACTED by the City Council of the City of Lackawanna, New York as follows:

SECTION 1. That the 2018-2019 Budget Ordinance adopted June 12, 2018 is hereby amended to transfer funds to increase appropriations for Legal Advertising A.1410.465 and increase appropriations for Printing Minutes A.1410.466 and decrease appropriations for Investment Expense A.1315.446

SECTION 2. That the 2018-2019 Budget Ordinance is hereby amended to increase by \$655.00 budget code A.1410.465 City Clerk Legal Advertising

SECTION 3. That the 2018-2019 Budget Ordinance is hereby amended to increase by \$65.00 budget code A.1410.466 Printing Minutes

SECTION 4. That the 2018-19 Budget Ordinance is hereby amended to decrease by \$720.00 budget Code A.1315.446 Investment Expense

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY

Moved by Iafallo seconded by Moretti to adopt ordinance as written
Yeas: Ingram, Schultz, Moretti, Iafallo

Carried 4-0

Award Contract-Holbrook Avenue

11. To: City Council

I request that the Council approves New Frontier as the contractor for the Holbrook Ave. Paving project. If you have any questions, please contact me.

Bids submitted:

<u>Bidder</u>	<u>Amount</u>	<u>Bond/Check</u>
Occhino	\$141,636.00	Bond
Milherst	\$139,997.00	Bond
New Frontier	\$120,245.00	Bond

ANTHONY DESANTIS-COMMISSIONER of PUBLIC WORKS

Moved by Iafallo seconded by Ingram to approve request
Yeas: Ingram, Schultz, Moretti, Iafallo

Carried 4-0

Public Hearing-Local Law #1, 2019

12. To: City Council

At the August 19, 2019 regular meeting of the City Council, your honorable body adopted Local Law #1, 2019, enacting the "Community Choice Aggregation Energy Program."

As per procedure adopting said Local Law, said proposed Local Law is subject to a Public Hearing, which was conducted by the Mayor on September 3, 2019 at 9:00 a.m. in Council Chambers. A final passage by majority the City Council is required for said Local Law to be forwarded to the Secretary of State for filing. Today's action would constitute final passage as required by New York State Municipal Home Rule Law.

JEFFREY P. DEPASQUALE-CITY CLERK

Moved by Iafallo seconded by Moretti to receive and file, act on Local Law
Yeas: Ingram, Schultz, Moretti, Iafallo

Carried 4-0

12. (A) Local law #1, 2019-Community Choice Aggregation Energy Program

Complete context of Local Law published in meeting minutes of August 19, 2019 and available in City Clerk's Office

Moved by Iafallo seconded by Ingram to adopt Local Law as written
Yeas: Ingram, Schultz, Moretti, Iafallo

Carried 4-0

NYCOM-City Clerk

13. To: City Council

I am respectfully requesting City Council approval to attend the upcoming New York State Conference of Mayors and Municipal Officials (NYCOM) Conference in Saratoga Springs the week of September 16, 2019. The expenses are already allocated in budget code A.1410.464 City Clerk Travel Allowance. Thank you for your anticipated cooperation.

JEFFREY P. DEPASQUALE-CITY CLERK

Moved by Iafallo seconded by Moretti to approve request

Yeas: Ingram, Schultz, Moretti, Iafallo

Carried 4-0

Waive Rules:

Moved by Iafallo seconded by Ingram to waive rules

Yeas: Ingram, Schultz, Moretti, Iafallo

Carried 4-0

NYCOM –Director of Development

To: City Council:

I am respectfully requesting City Council approval to attend the upcoming New York State Conference of Mayors and municipal Officials (NYCOM) Conference in Saratoga Springs the week of September 16, 2019. The expenses are already allocated in budget code A3620.464 Department of Development Travel Allowance.

RICHARD S. STANTON-DIRECTOR of DEVELOPMENT

Moved by Iafallo seconded Moretti to grant permission for Mayor Szymanski, Director of Development Stanton and Council Members Iafallo and Surdyke to attend the upcoming NYCOM Conference in Saratoga Springs the week of September 16, 2019. The expenses are already allocated in each department's respective budget for Travel Allowance

Yeas: Ingram, Schultz, Moretti, Iafallo

Carried 4-0

Tabled Items-Over 90 Days

14. To: City Council

As per the Council directive on May 20, 1991, all tabled items over the ninety (90) day period and not acted upon, shall be deemed null and void and the Council shall receive and file said communications. As of August 20, 2019, the following communication(s) has been tabled 90-days and is considered null and void and is hereby received and filed:

Meeting of 05/20/19, Comm. #3(A)-Mayor-2019-2020 Budget Ordinance

JEFFREY P. DEPASQUALE-CITY CLERK

Moved by Iafallo seconded by Ingram to receive and file

Yeas: Ingram, Schultz, Moretti, Iafallo

Carried 4-0

Use of Memorial Field-Kickball League

15. To: City Council

I am requesting your Honorable Body to authorize the included lease agreement with the tenant Varsity Gay League allowing their organization to use Lackawanna Memorial Field on Ridge Rd. in Lackawanna, NY 14218 each Thursday from 6:00 P.M. to 10:00 P.M. for its Fall Kickball League. This program is fully insured and would run from September 12, 2019 to October 31, 2019.

(Lease agreement on file with City Clerk)

BRIAN LAKSO-DIRECTOR of PARKS & RECREATION

Moved by Iafallo seconded by Schultz to approve request, refer to Law Department

Yeas: Ingram, Schultz, Moretti, Iafallo

Carried 4-0

Business Registration:

Anna Rodriguez-DBA Diamond Club (Tavern)-349 Ingham Avenue

Moved by Iafallo seconded by Ingram to approve business registration

Yeas: Ingram, Schultz, Moretti, Iafallo

Carried 4-0

Adjournment:

Moved by Iafallo seconded by Ingram to adjourn the meeting

Yeas: Ingram, Schultz, Moretti, Iafallo

Carried 4-0

Annette Iafallo-Council President

Jeffrey P. DePasquale- City Clerk